

TITLE: Unforeseen Field Conditions T&M**DATE:** 04/05/2017**PROJECT:** Construction Package No. 2-3**CONTRACT NO:** HSR13-57**CONTRACTOR:** Attn: Michael Costa
Dragados / Flatiron Joint Venture
1775 Park St, Bldg 75
Selma, CA 93662**DESCRIPTION OF CHANGE:**

Provide labor, equipment, material, tools and incidentals necessary and as directed by the Authority in the field to resolve any unforeseen work that could not have been determined at the time of Bid.

DFJV shall proactively identify the conflicts, communicate with the Authority and coordinate conflict resolution as required per Section 17.1.1 of the General Provisions. The Authority and DFJV shall mutually agree on a cost-effective resolution of the conflict. As necessary, the Authority shall provide field directions for conflict resolution in a form of a field memo.

EXTRA WORK AT TIME AND MATERIALS (FORCE ACCOUNT):

As determined by the Authority and in accordance with Section 17.9, "Time and Materials Change Order," of the General Provisions compensate the contractor for additional cost to be incurred due to unforeseen work.

Payment adjustment at Time and Materials (Force Account) = \$150,000.00 (Estimate Only)

DETERMINATION OF TIME IMPACT:

Consideration of time adjustment will be deferred until completion of work specified in this change order.

PCO	Payment Item	Description	Quantity	Units	Unit Price	Net Amount	Time Adj. (Days)
00001		Resolve unforeseen field conditions as directed by the Authority	1.0	T&M	\$150,000.00	\$150,000.00	Deferred

Total: \$150,000.00 Deferred**ATTACHMENTS:**

Initials Acknowledging Page 1 of 2

Contractor	California High Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by

TITLE:	Unforeseen Field Conditions T&M	DATE:	03/28/2017
PROJECT:	Construction Package No. 2-3	CONTRACT NO:	HSR13-57

Release of Claims

Except as modified by this Change Order, all terms and conditions of the Contract, as previously modified, remain unchanged and in full force and effect. The parties agree that this Change Order is a final and equitable adjustment of the Contract time and Contract amount and constitutes a mutual accord and satisfaction of all claims, current or future, of whatever nature caused by or arising out of the facts and circumstances surrounding this Change Order including, but not limited to, direct, indirect and consequential costs; additional time for performance; and the impact of the modifications specified in this Change Order, alone or taken with other changes, on the unchanged Work.

Contractor's Sworn Certification

By executing this Change Order for the Contractor below, the undersigned for the Contractor certifies as true, under penalty of perjury (under the laws of California, executed in Fresno, California), as follows:

This Change Order is made in good faith and in accordance with the terms of the Contract.

The amount of time and/or compensation requested accurately reflects the appropriate adjustments and includes all known and anticipated impacts or amounts that may be incurred as a result of the event or matter giving rise to such proposed change.

The Contractor has no reason to believe and does not believe that the factual basis for this Change Order is falsely represented.

The Contractor has investigated the basis for each Subcontractor claim and has determined that each such claim is justified as to entitlement and amount of money and/or time requested and has no reason to believe and does not believe that the factual basis for the Subcontractor's claim is falsely represented.

Subcontractor's Sworn Certification(s):

Attached as _____ [indicate "none" if no such Subcontractors are involved] are sworn certifications from each Subcontractor involved in the Work or event contemplated by this Change Order in the form above.

Dragados / Flatiron Joint Venture

Acceptance by

Signature

Michael Costa - Project Director

Date

4/17/17

California High-Speed Rail Authority

Submitted by

Signature

Charles Guess

Charles Guess - DB Oversight Manager

Date

4-24-17

Approval by

Signature

Jorge Granados - Design & Construction Manager

Date

4/26/17

Initials Acknowledging Page 2 of 2

Contractor	California High Speed Rail Authority		
Acceptance by	Submitted by	Recommended by	Approved by